

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
Plaintiff,) 8:21CR232
)
vs.)
)
JOSE LEYVA-MARTINEZ, and) ORDER
STEVEN SAINSBURY,)
)
Defendants.)

This matter is before the court on the defendant Steven Sainsbury's unopposed Motion to Continue Trial [53] and defendant Jose Leyva-Martinez's unopposed Motion to Continue Trial [54]. Counsel for both defendants need additional time to conduct plea negotiations. For good cause shown,

IT IS ORDERED that the Motions to Continue Trial [53] and [54] are granted, as follows:

1. The jury trial, **for both defendants**, now set for November 15, 2021 is continued to **January 3, 2022**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date** and **January 3, 2022**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: October 28, 2021.

BY THE COURT:

**s/ Susan M. Bazis
United States Magistrate Judge**